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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,027	04/13/2004	Kerien W. Fitzpatrick	054993-5001-01

CHRISTOPHER I. HALLIDAY
 MORGAN, LEWIS & BOCKIUS, L.L.P.
 1701 Market Street
 Philadelphia, PA 19103-2921

CONFIRMATION NO. 3370

FORMALITIES LETTER



OC000000013082896

Date Mailed: 06/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

08/26/2004 MAHME1 00000041 500310 10823027

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A copy of this notice MUST be returned with the reply.

M. NGUYEN

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO MAIL STOP, MISSING PARTS, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY:

Arno Scallat

AUG 25 2004

DATE:

August 23, 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re:	Patent Application of Fitzpatrick, et al.	: Group Art Unit: 3621 : : Attention: : Mail Stop Missing Parts : : Confirmation No. 3370
Appln. No.:	10/823,027	: : Mail Stop Missing Parts : : Confirmation No. 3370
Filed:	April 13, 2004	: : Confirmation No. 3370
For:	REAL-TIME PREDICTION AND MANAGEMENT OF FOOD PRODUCT DEMAND	: Attorney Docket : No. 054993-5001-01 :

TRANSMITTAL OF MISSING PARTS OF APPLICATION
FILING DATE GRANTED

In response to the Notice to File Missing Parts dated June 28, 2004, we submit herewith the following:

- ☒ Copy of the Notice to File Missing Parts of Application -- Filing Date Granted, mailed June 28, 2004.
- ☐ No Notice to File Missing Parts has been received.
- ☒ Executed Declaration and Power of Attorney.
- ☐ Verified English translation of application as filed.
- ☐ Priority document(s): Certified copy(ies) of patent application No(s). _____, filed in _____ on _____ from which priority is claimed under 35 U.S.C. § 119.
- ☐ Formal drawings: ____ sheets
- ☐ Information Disclosure Statement, PTO-1449, and cited references.
- ☐ Preliminary Amendment.
- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:
 - ☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement
- ☐ Petition for Extension of Time (fee to be charged to deposit account).
- ☐ Request for Refund.
- ☐ Request for Corrected Filing Receipt. Attached is a marked-up copy of the Filing Receipt showing corrections.
- ☐ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as ☐ an Independent Inventor, or ☐ a Small Business Concern, or ☐ a Non-Profit Organization.
- ☐ Other: Substitute Specification.

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE : \$385			BASIC FEE: \$770	
Total	-20 =		X9	\$	OR	X18	\$
Independent	- 3=		X42	\$	OR	X80	\$
[] Multiple Dependent Claims Present			\$145	\$	OR	\$290	\$
			TOTAL	\$	OR	TOTAL	\$

☒ The following fees noted below are being paid:


- ☒ Surcharge of **\$65.00** for late filing of filing fee and/or Declaration and Power of Attorney.
- ☐ Surcharge of \$_____ for late filing of English translation.
- ☐ Extension of Time fee in the amount of \$____.00 (Petition for Extension of Time is attached).
- ☐ Filing Fee in the amount of \$____.00 calculated above.
- ☐ Enclosed is our firm's check in the amount of \$____.00 for the above fee(s).
- ☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-0310 (Billing No. 054993-5001-01) as noted below. A duplicate copy of this sheet is enclosed.
 - ☒ The above-calculated fee(s) calculated totaling \$65.00.
 - ☒ Any overpayments or deficiencies in the above-calculated fee(s).
 - ☒ Any additional fees required under 37 C.F.R. § 1.16 or § 1.17.
 - ☒ In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS

8-23-04

(Date)

By:


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CIH/ars
 Enclosures